

SANPETE COUNTY COMMISSION MEETING

March 17, 2009, 1:00 P.M.

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Present from the media is C.R. Truitt.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Commissioner Frischknecht makes a motion to approve payment of claims #319420 through #319547. Commissioner Cox seconds the motion, and the motion passes.

APPROVAL TO PAY LOGAN SIMPSON DESIGN INC FOR WORK DONE ON THE GENERAL PLAN

Motion is made by Commissioner Cox to approve the payment of \$6,655.35 to Logan Simpson Design Inc for work done on the general plan. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL TO PAY BOOKMOBILE CONTRACT CHARGES FOR JANUARY 2009 - JUNE 2009

Motion is made by Commissioner Frischknecht to approve the payment of \$41,707.50 to the Utah State Library for the bookmobile library contract for January 1, 2009 - June 30, 2009. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL TO PAY WELLS FARGO FOR TRUSTEE FEE ON THE JAIL FACILITY

Motion is made by Commissioner Frischknecht to approve the payment of \$1,750.00 to Wells Fargo for trustee services for the new sheriff's complex for the 2008B bond, and \$2,250.00 for the 2008A bond. The motion is seconded by Commissioner Cox, and the motion passes.

APPROVAL TO PURCHASE COMMUNICATIONS SHED IN MAYFIELD FROM CENTRACOM

Motion is made by Commissioner Frischknecht to approve the purchase of a communications shed in Mayfield from Centracom for \$1,500.00. The motion is seconded by Commissioner Jarrett, and the motion passes. Commissioner Cox abstained from voting due to a conflict in interest.

APPROVAL OF LEASE AGREEMENT WITH MAYFIELD FOR HD TRANSLATOR SITE

Motion is made by Commissioner Frischknecht to enter into a 99 year rent-free lease agreement with Mayfield City for property for a communication facility to be used for HD translation stations for digital television. The motion is seconded by Commissioner Cox, and the motion passes. This facility should enable the residents of Mayfield to receive digital television signals.

BARRY BRADLEY: APPROVAL FOR SEARCH AND RESCUE TO PURCHASE SNOWMOBILES

Barry Bradley, Kerry Nielson, and Dick Allred are present. Search and rescue is asking for permission to purchase 2 new snowmobiles and trade in or sell the older machines. The Commission is concerned about the budget and whether the resell price will be much this year with the economy problems. Search and rescue will work with the sheriff and plan for this in the budget for next year. No action is taken today.

JOE BENNETT: PERMISSION TO POST PART-TIME POSITIONS FOR THE SHERIFF'S OFFICE DISPATCH DEPARTMENT

Joe Bennett and Sheriff Kevin Holman are present. Mr. Bennett explains the need for part-time help in the dispatch department. One of the former part-time employees is now full-time. There are currently only two part-time employees and four or five are needed. The staff worked many hours during the transition to the new complex, and have earned comp time that they can't use because they don't have enough part-time help to fill in. Motion is made by Commissioner Cox to approve the posting of part-time positions for the sheriff's office dispatch department. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Cox to approve the hiring of Chris Rogers at \$8.15 per hour as a part-time employee in the sheriff's office effective March 18, 2009. The motion is seconded by Commissioner Frischknecht, and the motion passes.

SHERIFF KEVIN HOLMAN: APPROVAL TO HIRE DARREN SCOTT PEAD AS A FULL-TIME EMPLOYEE; APPROVAL OF CONTRACT WITH MANTI CITY FOR LAW ENFORCEMENT SERVICES; AUTHORIZATION TO OPEN A PERMANENT PART-TIME CUSTODIAL POSITION

Sheriff Kevin Holman is present. Motion is made by Commissioner Frischknecht to approve the hiring of Darren Scott Pead as a full-time employee at the rate of \$13.61 per hour to begin when he enters POST. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Cox to approve the contract with Manti City for law enforcement services. The motion is seconded by Commissioner Frischknecht, and the motion passes. Sheriff Holman addresses food that was left over from the old jail that is in open containers. The food will be discarded because the food bank can't accept it, and there is no way of assuring how old it is. The Commission asks if inmates would be available to help remove carpet at the old jail. In about 3 weeks that could be a possibility, but not at the present time due to security issues. Motion is made by Commissioner Frischknecht to authorize the opening of either a permanent part-time position or a contract for janitorial services. The motion is seconded by Commissioner Cox, and the motion passes.

BRIAN BARTON WITH JONES AND DEMILLE: PROJECT UPDATE FOR PIGEON HOLLOW ROAD, AXTELL BRIDGE, AND CLARION ROAD

Brian Barton is present. Because of the stimulus package the County received, the Pigeon Hollow Road project CIB loan will drop from \$4.2 million to just under \$3 million. Bids will be opening soon, construction should begin approximately June 1, 2009, and should take about 4 months to complete. Bid opening for the Clarion Road will be April 14th. The Axtell Bridge is moving along, and it is anticipated that the project will be done in late summer or fall.

APPROVAL OF COOPERATIVE AGREEMENT FOR STIMULUS FUNDING FOR THE PIGEON HOLLOW ROAD

The local match for this project is paid by the SSD. Motion is made by Commissioner Cox to approve the Cooperative Agreement for Stimulus funding for the Pigeon Hollow Road. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF THE AGREEMENT BETWEEN SANPETE COUNTY AND SPECIAL SERVICE DISTRICT #1 FOR THE TRANSFER OF STIP FUNDS FROM THE COUNTY TO THE SSD FOR THE PIGEON HOLLOW ROAD

This matter is tabled pending the discussion held in the SSD meeting earlier today.

APPROVAL OF PAYMENT REQUEST FROM JONES AND DeMILLE FOR DESIGN ENGINEERING FOR THE AXTELL BRIDGE

Motion is made by Commissioner Frischknecht to approve the payment of \$14,309.24 to Jones and DeMille for design engineering for the Axtell bridge. The motion is seconded by Commissioner Cox and the motion passes. (The payment is made by UDOT, not Sanpete County.)

APPROVAL OF PAYMENT REQUEST FROM JONES AND DeMILLE FOR DESIGN ENGINEERING FOR THE PIGEON HOLLOW ROAD

Motion is made by Commissioner Cox to approve the signature of the chair on the payment request from Jones and DeMille for \$18,282.51 for design engineering on the Pigeon Hollow Road. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Cox to approve the payment of \$9,622.39 to Jones and DeMille for the retainage. The motion is seconded by Commissioner Frischknecht, and the motion passes. (The payments are made by UDOT, not Sanpete County.)

CHRIS MICKELSON: APPROVAL TO USE A PORTION OF FAIRGROUNDS FOR OFF ROAD SHOW ON JUNE 20, 2009

Chris Mickelson is present. Mr. Mickelson is proposing to set up an off road show with a rock wall and off road equipment. Motion is made by Commissioner Frischknecht to approve the use of a portion of the fairgrounds for an off road show on June 20, 2009 as long as insurance is provided, and a deposit of \$100.00 is made. The County will waive the rental fee because there will not be fees charged to attend. The motion is seconded by Commissioner Cox, and the motion passes.

CHRISTINE HEDSTROM WITH BURNS BROTHERS RANCH AND RV RESORT: APPROVAL FOR A BEER LICENSE

Lee Holmstead and Kimball Strickland are present. They currently have a general store, and would like permission to sell beer for off premise consumption. Training is required by the state before a license can be issued to sell alcohol. Mr. Strickland asks about requirements for hosting gatherings. A mass gathering permit would need to be granted. That process begins at the Sheriff's Office. Motion is made by Commissioner Frischknecht to approve an off-sell beer license for Burns Brothers Ranch on the condition that the training required by the state is completed before the license is issued. The motion is seconded by Commissioner Cox, and the motion passes.

JEFF ANDERSON: APPROVAL TO HAVE CHEMSEARCH REPAIR BOILER

The boiler needs to be serviced. Motion is made by Commissioner Frischknecht to approve the payment of \$2,599.00 to Chemsearch to service the boiler. The motion is seconded by Commissioner Cox, and the motion passes.

STERLING TOWN: DISCUSSION OF STREET LIGHT FUNDING ON SR 89 NEAR THE PALISADE TURNOFF

No one is present. This matter is tabled for now.

STEVE KELLER: RIGHT OF WAY LICENSE AGREEMENTS FOR THE FOLLOWING: QUESTAR GAS IN THE INDIANOLA AREA; WAYNE SORENSEN ON CLARION ROAD; AND GEORGE WHITMAN ON THE PEA VALLEY ROAD

Motion is made by Commissioner Cox to approve the right of way license agreement for Questar Gas in the Indianola Area. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Frischknecht to approve the right of way license agreement for

Wayne Sorensen on the Clarion Road. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Cox to approve the right of way license agreement for George Whitman on the Pea Valley Road. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF MINUTES

Motion is made by Commissioner Frischknecht to approve the minutes from March 3, 2009 with minor corrections. The motion is seconded by Commissioner Jarrett, and the motion passes.

KENT HIGGINS: REVIEW OF PLANS FOR THE INDIANOLA VALLEY FIRE DEPARTMENT

Kent Higgins and Brian Baker are present. The plans for the new Indianola Valley Fire Department building are reviewed. The construction drawings should be ready to send to bid in about a week. Board of equalization hearings will be held on April 6-8. After the board of equalization hearings an ordinance setting the assessment values will be adopted, and then a notification will be published stating that the assessment ordinance has been adopted. People will have 25 days from the date of the notice to come and prepay the assessment. Bond closing could be as early as the end of May. The bids will contain base bids with options that could be added if the project is bid under the expected amount.

DENNIS LUDINGTON WITH PETRO HUNT: MINERAL LEASES IN SANPETE COUNTY

Dennis Ludington is present. He is proposing to lease the mineral rights to S 5757 which is about ½ acre of property which is a road, located in section 27 in the northeast corner. The County Attorney will review this, and place this matter on the next agenda.

CHRISTINE SMITH: TAX CORRECTION ON S 40122

Christine Smith is present. Ms. Smith states that she did not understand that secondary on a tax notice stands for a secondary residence. She states that when she found out, she asked the County to correct the record to show the home as a primary residence. She states it took several years to get this corrected. She is asking for a refund for the overcharge for the years 2000- 2004. The Commissioners explain that a refund cannot be given at this time. It is explained that when taxes are collected, the County disperses the money to all the entities. There is no way that the money can be recouped from those entities. The tax notices that are sent give the property owners an opportunity to dispute their taxes. The Smiths did not officially notify the County that this residence is a primary residence until 2004. Ms. Smith is asked to bring proof that she tried to change the status of the home to primary prior to 2004. The Commission will consider this again when more information is received.

SUZANNE FOX: APPROVE PAYMENT SCHEDULE AND REMOVE FROM TAX SALE S 50005

Suzanne and Bill Fox are present. The taxes owed are reviewed. Mrs. Fox explains that her husband is ill, and she is unable to work because she needs to be home to take care of him. Mrs. Fox states they would be able to pay \$25.00 per month to catch up the back taxes. Motion is made by Commissioner Frischknecht to approve a payment schedule of \$25.00 per month, until the principal of \$652.04 is paid in full, waive the penalties and late fees of \$199.24 as long as payments are received consistently as scheduled, and to remove S 50005 from the May Tax Sale. The motion is seconded by Commissioner Cox, and the motion passes. (After the meeting, the clerk called Mrs. Fox and explained that this payment schedule is for back taxes only. The auditor's office will send a Circuit Breaker form to request help with 2009 taxes. Taxes due in November for the year 2009 will need to be paid in full.)

CALAN OLSEN: PROPOSAL TO USE THE FAIRGROUNDS FOR 4-H "FUN ON THE FARM"

Calan and Darrel Olsen are present. Calan is proposing to put together an activity for the county fair similar to one at the state fair called "Little Hands on the Farm". Ideally, they would build nine 8 x 10 foot buildings with money obtained from donations. These would be used to teach children about various farm activities. The children are given an apron and basket at the first building, and then as they continue through the buildings, they gather what they harvest. At the end, they sell their produce at the market, and use play money to purchase something at the store (string cheese, milk, apple, etc.) Motion is made by Commissioner Jarrett to approve the use of Sanpete County's name for promotion of the "Fun on the Farm" project, waive building inspection permit fees, and work with the fairboard on a location. The motion is seconded by Commissioner Cox, and the motion passes. Commissioner Frischknecht abstains from voting due to a conflict. (Calan is his grandson).

BRIAN BAKER WITH ZIONS BANK: BONDING TRAINING

Brian Baker is present. He explains how the bonding process works, and answers questions.

EXECUTIVE SESSION

No executive session is needed at this time.

WORK MEETING TO DISCUSS SECURE RURAL SCHOOLS

The Secure Rural Schools Act authorizes the use of Resource Advisory Committees (RAC) as a mechanism for local community collaboration with federal land managers in recommending Title II projects on federal lands or that will benefit resources on federal lands. Sanpete, Carbon, Grand, Emery and San Juan Counties will each nominate members to be placed on the RAC. The contact persons from Sanpete, Emery and San Juan will then choose 15 names and 3 alternates to be appointed by the Secretary of Agriculture to serve on the RAC. A primary responsibility of the RAC will be dealing with the maintaining, reconditioning, or obliterating of roads. Commissioner Frischknecht will be the contact person for Sanpete. The Commissioners will each review the categories, and find names of people to nominate to serve on the RAC.

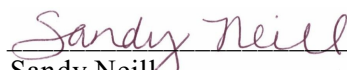
OTHER ITEMS

Wade Garrett from Congressman Jason Chaffetz's office is present. He'd like to arrange for a town meeting in the near future. The Commission suggest that Snow College would be a good central location to hold that meeting. The Narrows project is rolling forward. Mr Garrett asks the Commission to email the top five issues in the County to him to be addressed by Congressman Chaffetz.

Motion is made by Commissioner Frischknecht to adjourn. The motion is seconded by Commissioner Jarrett, and the motion passes.

The meeting is adjourned at 5:56 P.M.

ATTEST:


Sandy Neill
Sanpete County Clerk

APPROVED:


Claudia Jarrett
Commission Chair